

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>CLAYTON THOMAS</b>	:	<b>CIVIL ACTION</b>
	:	
v.	:	
	:	
<b>BEN VARNER, <u>et al.</u></b>	:	<b>NO. 02-CV-4778</b>

**ORDER**

**AND NOW**, this 8<sup>th</sup> day of March, 2006, in accordance with the Order of the Third Circuit Court of Appeals entered on March 6, 2006, it is **ORDERED** that:

1. The Petition for Writ of Habeas Corpus is **GRANTED**.
2. The execution of the writ of habeas corpus is **STAYED** for 180 days from the date of this Order. Petitioner shall be re-tried within one hundred and eighty (180) days from the date hereof or be released.

**BY THE COURT:**

/s/ Bruce W. Kauffman  
**BRUCE W. KAUFFMAN, J.**